

**LOUISVILLE METRO COUNCIL MEETING
REGULAR MEETING
FEBRUARY 11, 2010
6:00 PM
METRO COUNCIL CHAMBERS**

CALL TO ORDER: President Owen called the **February 11, 2010** Regular Meeting of the Louisville Metro Council to order at 6:00 PM. He asked all to rise and join him in the Pledge of Allegiance to the Flag.

ROLL CALL:

JUDY GREEN: PRESENT
BARBARA SHANKLIN: PRESENT
MARY WOOLRIDGE: PRESENT
DAVID TANDY: PRESENT
CHERI BRYANT HAMILTON: PRESENT
GEORGE UNSELD: PRESENT
KEN FLEMING: PRESENT
PRESIDENT TOM OWEN: PRESENT
TINA WARD-PUGH: PRESENT
JIM KING: PRESENT @ 6:38pm
KEVIN KRAMER: PRESENT
RICK BLACKWELL: PRESENT
VICKI WELCH: PRESENT
BOB HENDERSON: PRESENT
MARIANNE BUTLER: PRESENT
KELLY DOWNARD: PRESENT
GLEN STUCKEL: PRESENT
JON ACKERSON: EXCUSED ABSENCE
HAL HEINER: PRESENT
STUART BENSON: PRESENT
DAN JOHNSON: PRESENT
ROBIN ENGEL: PRESENT
JAMES PEDEN: PRESENT @ 6:14 pm
MADONNA FLOOD: PRESENT @ 6:07pm
DOUG HAWKINS: PRESENT
BRENT ACKERSON: PRESENT

CLERK: There are 25 members present establishing a quorum.

PRESIDENT OWEN: Please allow the record reflect that Councilman Unseld has an excused absence.
CLERK: So noted.

ADDRESSES TO COUNCIL:

PRESIDENT OWEN: Madam Clerk, do we have any addresses to Council.

CLERK: Yes, sir.

Barry Norris – See Structure Parking Meters

C.P. Moore – Parking Tickets and Religious Principles

CLERK: That concludes the addresses to Council.

INTRODUCTION OF PAGES:

PRESIDENT OWEN: Thank you, Madam Clerk. Are there pages for this evening?

CLERK: Yes sir.

PRESIDENT OWEN: Councilman Fleming, would you like to introduce your pledge?

COUNCILMAN FLEMING: Thank you Mr. President. I would like to do that. Yes, Harrison, stand up. Harrison Baucom. He is a resident of the seventh district. He is an active Boy Scout and he went through very good detail in terms of his aspirations to become an Eagle Scout by the end of his eighth grade and he is a seventh grader. So that's a very ambitious goal. And I have full trust that he will get that because he's very focused and determined young man. He asked me several things about actually three questions with regards to his citizenship award or badge. He basically talked about Kentucky Kingdom, which is an emergency ordinance tonight, so I gave him a copy of that. So that was very timely. He also asked about Otter Creek, which is an ongoing issue. And also how do we help out the community?

I think those were very strong, perceptive, intelligent questions to ask on how we operate and what we can do. So besides being Eagle Scout and going to St. Francis, I believe, in Goshen, he also enjoys guitar, basketball, running track and he helps out with the homeless community, which he is a very big advocate. In fact I've joined him on one or two adventures with that. Please join me to welcome Harrison.

PRESIDENT OWEN: Councilman Hawkins, you have a page?

COUNCILMAN HAWKINS: Yes, sir, Mr. President. My page is Mattie Townson. Mattie would you stand up and face the president. Mattie is eight years old and she is a third grader at Greathouse Shyrock Traditional Elementary School. She is a member of Brownie Troop 839. She takes dancing lessons. She cheers for upward basketball program. She is in the drama club at school and sings in her church choir. Her favorite subjects are writing and science and her favorite hobby is arts and crafts. Would you, Mr. President, please join with me welcoming Mattie Townson as our page?

PRESIDENT OWEN: Thank you very much, pages, for your service this evening.

GUESTS:

PRESIDENT OWEN: Thank you very much, pages, for your service this evening. We have guests this evening Councilwoman Butler? You do have a guest.

COUNCILWOMAN BUTLER: Colleagues, this evening we're joined by Wesley Carol and his grandmother and parents and some family friends here. Wesley has just earned his Eagle Scout award. He did this by completing a project in Iroquois Park. He did 150 hours?

He got some volunteers, of course, to help him, and they redid one of the shelters up at the top of the park that was in need of work. He worked with parks and they helped get some supplies, as well. So it was an action packed day. I stopped up at the end. They didn't want me to help do all that. But it was Wesley's project from start to finish. And he finished it, did the paperwork and got his Eagle Scout, so I commend him for that. Wesley is also a senior at St. X. And he's been accepted to U of L in Bellarmine. I'm not sure which one he's going to yet. He's thinking about pre-pharmacy. He's currently worked at PCA Pharmacy. So he's thinking of that. He's been active in Boy Scouts since first grade. And he's a member of 376.

And he's also a volunteer at St. Mary's and Elizabeth Hospital and has been since seventh grade. And for those of you who may remember, the apple doesn't fall far, his grandmother, Becky Carol was a bell reward recipient a few years ago. And she is with him tonight. So it doesn't fall far from the tree. But, anyway, tonight we have a certificate for Wes that says:

On receiving the honor of Eagle Scout, your dedication and commitment has been recognized as outstanding to the community. We congratulate you and wish you great success as you continue your future goals and endeavors.

So I give you this pin from the Metro Council and congratulations and thanks for your community work. Thank you.

PRESIDENT OWEN: Thank you, Councilwoman. Good luck in the future. I do want to acknowledge that Mr. Peden is present, Madam Clerk.
CLERK: So noted, sir.

COUNCIL MINUTES:

Next we have approval of minutes for the Council meeting of January 28, 2010.

Are there any corrections or deletions?

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILWOMAN GREEN: Second.

PRESIDENT OWEN: The minutes have been properly moved and seconded.

All those in favor signify by saying aye.

ALL PRESENT: AYE

PRESIDENT OWEN: Are there any opposed?

The ayes have it.

These minutes are approved as written.

COMMITTEE MINUTES

PRESIDENT OWEN: Next we have the approval of the following committee minutes.

Regular: Appropriations, NDFs, CIFs – February 4, 2010

Regular: Budget – February 2, 2010

Regular: Committee of the Whole – January 28, 2010

Regular: Community Affairs – February 3, 2010

Regular: Contracts and Appointments – February 2, 2010

Regular: Energy & Environment – January 28, 2010

Regular: Government Accountability & Oversight – January 27, 2010

Regular: Health and Human Needs – February 3, 2010

Regular: Labor & Economic Development – February 4, 2010

Regular: Planning/Zoning, Land Design & Development – February 2, 2010

Regular: Public Safety – February 3, 2010

COUNCILMAN PEDEN: Motion to approve.

COUNCILWOMAN WOOLRIDGE: Second.

PRESIDENT OWEN: The minutes have been properly moved and seconded.

All those in favor signify by saying aye.

ALL PRESENT: AYE

PRESIDENT OWEN: Are there any opposed?

The ayes have it.

These minutes are approved as written.

SPECIAL PROCLAMATION:

PRESIDENT OWEN: Councilwoman Woolridge, I believe you have a special proclamation?

COUNCILWOMAN WOOLRIDGE: Yes, I do, Mr. President. Thank you. This time, my colleagues, I'd like to read a proclamation and it says:

A PROCLAMATION BY THE LOUISVILLE JEFFERSON COUNTY METRO GOVERNMENT RECOGNIZING FEBRUARY AS BLACK HISTORY MONTH

WHEREAS: Black History Month is a national annual observance for remembrance of important people and events in the history of the African Diaspora. It is celebrated annually in the United States and Canada in February and the United Kingdom in the month of October.

WHEREAS: The remembrance originated in 1926 by historian Carter G. Woodson. Woodson chose the second week of February because it marked the birthdays of two Americans who greatly influenced the lives and social condition of African Americans: former President Abraham Lincoln and abolitionist and former slave Frederick Douglass.

WHEREAS: The Louisville Metro Council affirms and is committed to the belief that the racial and ethno-cultural diversity of its communities is a source of economic, social, political and cultural enrichment and strength; and

WHEREAS: Members of the African American community have made significant contributions in most areas of American life including education, medicine, art, culture, public service, finance, human rights, civil rights and politics-including the Presidency of the United States.

WHEREAS: Black History month provides an opportunity for the contributions of African Americans to be showcased and shared.

NOW THEREFORE, THE COUNCIL HEREBY PROCLAIMS FEBRUARY 2010 AS BLACK HISTORY MONTH AND ENCOURAGES PUBLIC OFFICIALS, EDUCATORS, LIBRARIANS, AND ALL CITIZENS WITHIN THE JURISDICTION OF THE LOUISVILLE METRO GOVERNMENT TO OBSERVE THIS MONTH WITH APPROPRIATE PROGRAMS AND ACTIVITIES THAT HIGHLIGHT AND HONOR THE COUNTLESS CONTRIBUTIONS OF AFRICAN AMERICANS.

Done this 11th Day of February 2010

/s/ Mary C. Woolridge
Councilwoman Mary C. Woolridge
Louisville Metro Council - District 3

/s/ Tom Owen
Tom Owen, President
Louisville Metro Council

PRESIDENT OWEN: Colleagues, without objection, can we subscribe you all with signators to this resolution? So, Councilwoman, you have that positive affirmation.

COUNCILWOMAN WOOLRIDGE: Thank you, Mr. President. Thank you, colleagues.

COMMUNICATION FROM THE MAYOR:

PRESIDENT OWEN: Madam Clerk, are there any communications from the mayor?

February 8, 2010

Mr. Tom Owens, President
Metro Council
601 West Jefferson Street
Louisville, KY 40202

Dear President Owens:

In accordance with the Planning Commission Ordinance, I am appointing the following to the **Planning Commission**.

<u>Name</u>		<u>Term</u>
John Stockton	New Appointment	October 1, 2012

Your prompt action on this appointment is most appreciated.

Sincerely,

/s/ Jerry E. Abramson

Jerry E. Abramson
Mayor

JEA/raw

cc: Councilman Stuart Benson/ enclosure
e-copy to MCC

PRESIDENT OWEN: Thank you, Madam Clerk. These items are referred to the contracts and appropriations committee for consideration.

INVOKING RULE 7.12

PRESIDENT OWEN: The next item the invoking of council rule 7.12, which allows for the suspension of our rule 7.01, that is allowing us to pass legislation on one reading, and the declaration of an emergency on the following resolution. Without objection, colleagues, we will invoke rule 7.12. Madam Clerk, a reading of item 16.

16--R-41-02-10 A RESOLUTION RECOGNIZING THE IMPORTANCE OF KENTUCKY KINGDOM, EXPRESSING THE COMMUNITY'S SUPPORT FOR THE THEME PARK AND ENCOURAGING THE KENTUCKY STATE FAIR BOARD TO FIND A WAY TO RE-OPEN ONE OF THE STATE'S TOP TOURIST ATTRACTIONS AND DECLARING THE PASSAGE OF THIS RESOLUTION AN EMERGENCY.

Status:-On Council Agenda - For a Vote

Primary Sponsors: -David Tandy
-Hal Heiner

COUNCILWOMAN WOOLRIDGE: Motion to approve.
COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: The item is properly moved and seconded. Is there any discussion?
Councilman Heiner, Councilman Tandy? Yes? Councilman Tandy.

COUNCILMAN TANDY: Thank you, Mr. President. Councilman Heiner and I jointly tendered this resolution to the Council and asked all of our colleagues to sign on as cosponsors of the resolution, as well, recognizing the need and the importance for us in this community to make sure that Kentucky Kingdom, in whatever form it operates under, stays open here in Louisville, Kentucky. And aside from just being an attraction where all our families, not only here in Jefferson County, but around the state and abroad, come to enjoy, this is one of our -- a major employer, especially during the summer months, in this community, with over 1,000 seasonal employees, most of those being young people going there to work. And those jobs represent a training opportunity for young people to be able to learn how to work and it also serves as an economic stimulant in that those young people are earning money that they will then use for the next school year, as well. Not to mention the 50 permanent jobs that are present at that particular location. And in addition to that, Kentucky Kingdom represents the second largest tourist attraction in the Commonwealth of Kentucky. And so this is an effort for us to send a clear signal to both parties, to both the Six Flags organization who currently operates this amusement park as well as to the Kentucky Fair Board that there's a definite need and support from the Council's perspective, speaking on behalf of the people of Louisville, to bring the parties to the table for them to further discussions as to how we can resolve the certain perceived impasse that is present, while at the same time recognizing that should the parties not be able to reach some type of a compromised position to keep that park open, we are certainly encouraged by the news of at least four other proprietors who are interested in operating that facility and that we get that facility open and continuing operating during the summer months. And I believe Councilman Heiner will have more.

COUNCILMAN HEINER: The purpose of the resolution is in part to reinforce a sense of urgency that we can't wait till 2011 to reopen this park. And it's important that it reopen in 2010. Councilman Tandy and I met with the Jefferson County delegation. They are absolutely on board. What we'll be passing tonight, hopefully, will be just something that they can use to show the full support of this community and the importance of Kentucky Kingdom. You know, it's all over, all of our convention and visitor information that goes out, encouraging whole families to come to Louisville for trade shows. So there's other activities. So it's very important that we find a way. And I was very encouraged by the delegation and their willingness to look for any opportunity to make something happen. Also I'm meeting, in the same meeting, with the fair board President. I think the message that we can't work on this for the next 15 months. We need to find a solution for the next three or four months came through loud and clear and everybody stands ready to help in any way possible, whether it's six flags or another operator, to get something going for the summer. So I appreciate the opportunity to bring this forward as an emergency tonight. Thank you.

COUNCILMAN TANDY: Mr. President?

PRESIDENT OWEN: Yes, Mr. Tandy?

COUNCILMAN TANDY: If I might, I also want to point out at that exact same meeting we had with the delegation, that Councilwoman Hamilton with us, as well, expressing her support and desire to make sure that this major employer in our community stays open and viable. And she may have something to say about that, as well.

PRESIDENT OWEN: Councilwoman Woolridge, you're in line.

COUNCILWOMAN WOOLRIDGE: Very briefly. Mr. President, what I would like is to sign onto this resolution; be one of the sponsors, because I feel like this is a very important venue for our children in the summer.

PRESIDENT OWEN: Councilwoman, I think this may be a resolution by voice vote. And I think we can either say our voices, make our voices loud and clear, or if we need a roll call vote, we can do that, as well.

COUNCILWOMAN WOOLRIDGE: Thank you.

PRESIDENT OWEN: Yes, Councilwoman Welch?

COUNCILWOMAN WELCH: That was my wish, also, to be a cosponsor.

PRESIDENT OWEN: Mr. Johnson?

COUNCILMAN JOHNSON: Yes, I met with Harold Workman and one of the fair board members last night, and they seemed to think that Kentucky Kingdom is not going to be run by Six Flags anymore, but he was real encouraged by the four people that have signed on wanting to run it in the future.

PRESIDENT OWEN: All right, thank you.

COUNCILMAN JOHNSON: And I would like to be a sponsor.

PRESIDENT OWEN: Yes, Councilwoman Shanklin?

COUNCILWOMAN SHANKLIN: I just want to make a comment. The schools passed out little papers that if you read 10 books that you'd be able to go to Six Flags. So my grand baby, she read two books and she saw it on TV and she said "it's not going to be a Kentucky Kingdom"?

She said I don't think so. She said I'm not reading anymore.

[Laughter]

So I hope something happens because I need for her to read.

PRESIDENT OWEN: Thank you, Councilwoman Shanklin. Councilwoman Green?

COUNCILWOMAN GREEN: Thank you Mr. President. As someone that is keenly interested in summer jobs for youth as well as jobs for adults in our community, I want to be able to sign on to this and lend myself to anything that might -- that I might be able to do to help out. Thank you, Mr. President.

PRESIDENT OWEN: Councilman Kramer?

COUNCILMAN KRAMER: Thank you, Mr. President. I believe that you recognized quite correctly that this is a resolution that all of us can lend our voice to it; however, I think several of us would love to sign on as a cosponsor. So I'm requesting that the President would sign us all 26 on as cosponsors without objection.

PRESIDENT OWEN: Without objection, are you willing to all be cosponsors of this resolution?

All right. So moved. Then any further discussion on this item?

PRESIDENT OWEN: Hearing none. The resolution can call for a voice vote. All those in favor, signify by saying aye?

ALL PRESENT: AYE

Any opposed by like sign?

The ayes have it.

The resolution passes.

CONSENT CALENDAR:

PRESIDENT OWEN: Our next order of business is the consent calendar.

The consent calendar comprises of Items 17 through 46.

Are there any additions or deletions? Councilwoman Butler?

COUNCILWOMAN BUTLER: I would like to move I think it's 46 from consent.

PRESIDENT OWEN: Item 46 you'd like to move it to old business?

COUNCILWOMAN BUTLER: To old business, Yes, sir.

PRESIDENT OWEN: All right. Without objection then colleagues Item 46 will go to old business .The consent calendar now consists of Items 17 through 45. Madam Clerk, a second reading of these items.

17--O-20-01-10 AN ORDINANCE ADOPTING THE PLANNED DEVELOPMENT OPTION FOR PROPERTY LOCATED AT 736 S. JACKSON STREET, 519 AND 520 E. JACOB STREET, 724 MERCHANT COURT AND 760 S. HANCOCK STREET, ZONED UN, URBAN NEIGHBORHOOD, CONTAINING 21.94 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 13419). (July 7, 2010)

Status:-On Council Agenda - Consent Calendar

Committee:-Planning/Zoning, Land Design & Development

Primary Sponsor:-Jon Ackerson

18--O-27-01-10 AN ORDINANCE ADOPTING THE PLANNED DEVELOPMENT OPTION FOR PROPERTY LOCATED AT 416-438 EAST KENTUCKY STREET AND 1000-1010 SOUTH JACKSON STREET, ZONED UN, URBAN NEIGHBORHOOD, CONTAINING 1.06 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 13455). (June 17, 2010)

Status:-On Council Agenda - Consent Calendar

Committee:-Planning/Zoning, Land Design & Development

Primary Sponsor:-Jon Ackerson

19--R-12-01-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED AMENDMENT TO SOLE SOURCE CONTRACT – (EXPLORER SYSTEMS, INC. - \$20,000.00 FOR A NEW NOT-TO-EXCEED AMOUNT OF \$91,820.00).

Status:-On Council Agenda - Consent Calendar

Committee:-Contracts and Appointments

Primary Sponsor:-Jim King

20--R-13-01-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – AMEC EARTH & ENVIRONMENTAL INC. - \$50,000.00.

Status:-On Council Agenda - Consent Calendar

Committee:-Contracts and Appointments

Primary Sponsor:-Robert Henderson

21--R-17-01-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – (GREEN HOME SERVICES AND REMODELING, LLC - \$100,000.00).

Status:-On Council Agenda - Consent Calendar

Committee:-Contracts and Appointments

Primary Sponsor:-Stuart Benson

22--R-20-01-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (CTAP, LLC - \$87,000.00).

Status:-On Council Agenda - Consent Calendar
Committee:-Contracts and Appointments
Primary Sponsor:-Vicki Aubrey Welch

23--R-21-01-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – (VINSON HEATING AND AIR, INC. - \$100,000.00).

Status:-On Council Agenda - Consent Calendar
Committee:-Contracts and Appointments
Primary Sponsor:-Judy Green

24--R-25-01-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED NEW CONTRACT – (ALVEY ELECTRIC PLUS, INC. - \$100,000.00).

Status:-On Council Agenda - Consent Calendar
Committee:-Contracts and Appointments
Primary Sponsor:-Robert Henderson

25--R-14-01-10 A RESOLUTION RATIFYING A PERFORMANCE BOND FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CLERK.

Status:-On Council Agenda - Consent Calendar
Committee:-Budget
Primary Sponsor:-Tom Owen

26--O-02-01-2010 AN ORDINANCE AMENDING ORDINANCE NO. 91, SERIES 2009, RELATING TO THE FISCAL YEAR 2009-10 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$10,000 OF FUNDING FROM THE NEIGHBORHOOD DEVELOPMENT FUND (DISTRICT 5) TO THE METRO COUNCIL GENERAL OPERATIONS (DISTRICT 5).

Status:-On Council Agenda - Consent Calendar
Committee:-Budget
Primary Sponsor:-Cheri Bryant Hamilton

27--O-03-01-2010 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 CAPITAL AND OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$25,000 FROM THE DISTRICT 5 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUND.

Status:-On Council Agenda - Consent Calendar
Committee:-Budget
Primary Sponsor:-Cheri Bryant Hamilton

28--O-17-01-10 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009 AND ORDINANCE NO. 91, SERIES 2009 RELATING TO THE FISCAL YEAR 2009-10 CAPITAL AND OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$50,000 FROM THE DISTRICT 4 CAPITAL INFRASTRUCTURE FUND TO THE DISTRICT 4 NEIGHBORHOOD DEVELOPMENT FUND.

Status:-On Council Agenda - Consent Calendar
Committee:-Budget
Primary Sponsor:-David Tandy

29--O-04-01-10 AN ORDINANCE AMENDING ORDINANCE NO. 111, SERIES 2008, RELATING TO THE CAPITAL BUDGET FOR FISCAL YEAR 2008-09 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY COMBINING CAPITAL PROJECTS.

Status:-On Council Agenda - Consent Calendar
Committee:-Budget
Primary Sponsor:-Judy Green

30--R-30-01-10 A RESOLUTION APPROVING THE ASSIGNMENT AND SALE OF A CERTAIN LOAN TO MCCORMACK BARON AND ASSOCIATES, INC. PURSUANT TO ORDINANCE NO. 54 SERIES 2009.

Status:-On Council Agenda - Consent Calendar
Committee:-Budget
Primary Sponsor:-David Tandy

31--R-18-01-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT AN \$80,000.00 GRANT FROM THE TIDES FOUNDATION FOR A PROJECT TO INCREASE THE EFFECTIVENESS OF CHRONIC DISEASE AND VIOLENCE PREVENTION EFFORTS.

Status:-On Council Agenda - Consent Calendar
Committee:-Health & Human Needs
Primary Sponsor:-Vicki Aubrey Welch

32--R-31-01-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A \$13,000.00 GRANT FROM THE KENTUCKIANA REGIONAL PLANNING AND DEVELOPMENT AGENCY TO SUPPORT SMOKING CESSATION EFFORTS.

Status:-On Council Agenda - Consent Calendar
Committee:-Health & Human Needs
Primary Sponsor:-Tina Ward-Pugh

33--O-05-01-10 AN ORDINANCE AMENDING SECTION 113.22(E) OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES ("LMCO") PERTAINING TO CONDITIONS GOVERNING LICENSES OF ALCOHOLIC BEVERAGES.

Status:-On Council Agenda - Consent Calendar
Committee:-Public Safety
Primary Sponsor:-Madonna Flood

34--R-254-12-09 A RESOLUTION DETERMINING TEN (10) VACANT PARCELS OF REAL PROPERTY LOCATED AT: 1827, 1825, 1823, 1817, 1813 AND 1809 CEDAR STREET, AND 1814, 1816, 1818, AND 1820 GREEN ALLEY AVENUE OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER.

Status:-On Council Agenda - Consent Calendar
Committee:-Labor & Economic Development
Primary Sponsor:-David Tandy

35--R-27-01-10 A RESOLUTION DETERMINING ONE (1) VACANT PARCEL OF REAL PROPERTY LOCATED AT 600 S. PRESTON STREET OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO

GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER.

Status:-On Council Agenda - Consent Calendar

Committee:-Labor & Economic Development

Primary Sponsor:-David Tandy

36--R-256-12-09 A RESOLUTION OF THE LOUISVILLE/JEFFERSON COUNTY METRO COUNCIL REQUESTING THAT THE KENTUCKY ECONOMIC DEVELOPMENT FINANCE AUTHORITY ISSUE INDUSTRIAL BUILDING REVENUE BONDS TO FINANCE INDUSTRIAL BUILDING PROJECTS WITHIN METRO LOUISVILLE FOR GOODWILL INDUSTRIES OF KENTUCKY, INC.

Status:-On Council Agenda - Consent Calendar

Committee:-Labor & Economic Development

Primary Sponsor:-David Tandy

37--R-11-01-10 A RESOLUTION APPROVING A FORGIVABLE LOAN TO SAL LOUISVILLE, LLC PURSUANT TO ORDINANCE NO. 54 SERIES 2009 FOR THE CONSTRUCTION AND DEVELOPMENT OF A GROCERY AND RETAIL CENTER IN THE PARK DUVALLE TOWN CENTER.

Status:-On Council Agenda - Consent Calendar

Committee:-Labor & Economic Development

Primary Sponsor:-Mary C. Woolridge

38--O-07-01-10 AN ORDINANCE APPROPRIATING \$17,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, IN THE FOLLOWING MANNER: \$5,000 EACH FROM DISTRICTS 4 AND 1; \$2,500 EACH FROM DISTRICTS 5 AND 2; AND \$2,000 FROM DISTRICT 3; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE QYRX GROUP, INC., FOR EXPENSES ASSOCIATED WITH THE DERBY CITY FOOTBALL CLASSIC.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsors: -David Tandy

-Judy Green

-Cheri Bryant Hamilton

-Barbara Shanklin

-Mary C. Woolridge

39--O-14-01-10 AN ORDINANCE APPROPRIATING \$21,000 FROM THE DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUND TO THE DEPARTMENT OF PUBLIC WORKS & ASSETS FOR SIDEWALK REPAIRS ON CROMARTY WAY, KAYE LAWN DRIVE, LANDSIDE DRIVE, WOODGATE LANE, POMEROY DRIVE, MANNNERGATE DRIVE, MANNERDALE DRIVE, WIMPOLE ROAD AND GINGERWOOD DRIVE.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Kevin Kramer

40--O-235-12-09 AN ORDINANCE APPROPRIATING \$16,250.00 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR THE TENNIS COURTS RECONDITIONING PROJECT AT CROSBY PARK.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Hal Heiner

41-O-12-01-10 AN ORDINANCE APPROPRIATING \$16,000 FROM THE DISTRICT 19 NEIGHBORHOOD DEVELOPMENT FUND TO THE METRO PUBLIC WORKS AND ASSETS DEPARTMENT FOR THE SURVEY AND DESIGN PHASE OF THE SHELBYVILLE ROAD AND JUNEAU DRIVE DRAINAGE AND SIDEWALK PROJECT.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Hal Heiner

42--O-13-01-10 AN ORDINANCE APPROPRIATING \$24,550 FROM DISTRICT 20 NEIGHBORHOOD DEVELOPMENT FUNDS, TO THE METRO PUBLIC WORKS AND ASSETS DEPARTMENT FOR THE PHASE 2 STUDY OF THE PDD TRAFFIC ANALYSES FOR TAYLORSVILLE ROAD, I-265/SNYDER FREEWAY AND THE URTON LANE CORRIDOR AREA.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Stuart Benson

43--O-30-01-10 AN ORDINANCE APPROPRIATING \$5,000.00 FROM DISTRICT 21 NEIGHBORHOOD DEVELOPMENT FUNDS (NDF), THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO C.H.O.I.C.E. (CHILDREN HAVE OPTIONS IN CHOOSING EXPERIENCES) INC., TO PROVIDE OPERATING EXPENSES FOR A "DARE TO DREAM" SISTERHOOD SPORTS LEADERSHIP AND MENTORING PROGRAM AT IROQUOIS HIGH SCHOOL DURING THE 2009-2010 SCHOOL YEAR, \$5000.00 HAVING ALREADY BEEN CONTRIBUTED FROM THE NDF OF DISTRICT 22 AT THE SEPTEMBER 3, 2009, APPROPRIATIONS COMMITTEE MEETING.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Dan Johnson

44--O-225-12-09 AN ORDINANCE APPROPRIATING \$11,925 FROM DISTRICT 25 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE KENTUCKY SHAKESPEARE FESTIVAL, INC. FOR ARTS/EDUCATIONAL PROGRAM EXPENSES.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Doug Hawkins

45--O-226-12-09 AN ORDINANCE APPROPRIATING \$6,050 FROM DISTRICT 25 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO PRAIRIE VILLAGE BASEBALL-SOFTBALL, INC. FOR RENOVATION OF FOUR BASEBALL/SOFTBALL FIELDS.

Status:-On Council Agenda - Consent Calendar

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Doug Hawkins

ITEM 46 MOVED TO OLD BUSINESS.

PRESIDENT OWEN: May I have a motion for approval?

COUNCILMAN DOWNARD: Motion to approve.

COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: Consent calendar has been properly moved and seconded and requires a roll call vote, Madam Clerk, please open the voting.

Voting Result: Consent Calendar

JUDY GREEN: YES
 BARBARA SHANKLIN: YES
 MARY WOOLRIDGE: YES
 DAVID TANDY: YES
 CHERI BRYANT HAMILTON: YES
 GEORGE UNSELD: YES
 KEN FLEMING: YES
 PRESIDENT TOM OWEN: YES
 TINA WARD-PUGH: YES
 JIM KING: YES
 KEVIN KRAMER: YES
 RICK BLACKWELL: YES
 VICKI WELCH: YES
 BOB HENDERSON: YES
 MARIANNE BUTLER: YES
 KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: YES
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

CLERK: There are 25 Yes votes and one not voting; Councilman Ackerson who is excused.

PRESIDENT OWEN: Thank you. **The consent calendar passes.**

PRESIDENT OWEN: Thank you, Madam Clerk. Would you let the record reflect that Councilman King is present?

CLERK: So noted.

OLD BUSINESS:

Madam Clerk, a reading of Item No. 46.

46--R-26-01-10 A RESOLUTION CALLING ON METRO GOVERNMENT TO START SETTLEMENT TALKS REGARDING TAKE-HOME CAR FEES COLLECTED FROM METRO POLICE OFFICERS. (AMENDED BY SUBSTITUTION)

Status:-On Council Agenda - Consent Calendar

Committee:-Labor & Economic Development

Primary Sponsors: -Hal Heiner
 -Kelly Downard
 -Kevin Kramer

Additional Sponsor:-Jim King

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: This item has been properly moved and seconded.

Is there discussion? Councilwoman Butler?

COUNCILWOMAN BUTLER: Thank you, President Owen. This passed unanimously out of committee. Unfortunately, the corrected version was not in the Sire machine, it didn't get there until late, so the committee talked and voted on the paper version, which is in the Sire system now. For everyone, it was amended from the other one that was published before. I'm not sure if Councilman King would like to speak to this or Councilman Heiner?

But that's what happened. It did pass unanimously. And we encourage and we encourage your support on this.

PRESIDENT OWEN: Is there any further discussion? Councilman King?

COUNCILMAN KING: Thank you, Mr. President. Let me say that Councilman Heiner invited me to be a sponsor of this. I certainly appreciated that opportunity. And I'm proud to join with other Council members in this matter because I do believe that strongly that we should begin negotiating and stop litigating with our employees. And I hope that this resolution is supported by the full council. Councilman Heiner may want to talk about it since he was the one that invited me to be involved.

PRESIDENT OWEN: Councilman Heiner, would you like to speak?

COUNCILMAN HEINER: I'd just like to echo Councilman King's comments that I do think it's important. And we have a unanimous vote here. I know on the -- from the officers' side, there's been more than one request to sit down and try to resolve this. And it's just encouragement for the administration to go down that path, at least for a couple weeks a month, see if we can't get this behind us. So hope to have everyone's support.

PRESIDENT OWEN: All right. Any further discussion? Colleagues?

COUNCILWOMAN WOOLRIDGE: Mr. President?

PRESIDENT OWEN: Mr. Fleming, excuse me, Councilwoman. I'll come to you. I saw Mr. Fleming first. And he was not logged on as wanting to speak, but I saw his hand up. Mr. Fleming, and then I'll come to you, Councilwoman.

COUNCILMAN FLEMING: Thank you very much. I was just going to slip in, if we could just show at least on paper, do a roll call vote? It makes it a little more of a point.

PRESIDENT OWEN: Request has been made for a roll call vote, which we certainly can have. But is there a little more discussion? Councilwoman Woolridge?

COUNCILWOMAN WOOLRIDGE: Yes, thank you, Mr. President. I am in favor and probably will sign onto this resolution and vote for it; however, Mr. President, you know, we want these folk to start a settlement and talks, but I thought -- and I stand to be corrected -- these type of negotiations were done by the unions regarding take-home cars. This would be part of their package. It would not be part of their package. I was one of the sponsors, but just kind of enlighten me a little on this. I mean, I can understand that we want folks to start talking regarding take-home cars, but basically I thought that's what we did, the negotiation was done by the union, the F.O.P. union, so I would just like a little bit more comment from the sponsors of this resolution.

PRESIDENT OWEN: I have Mr. Hawkins in line to speak, and then Mr. King.

COUNCILMAN HAWKINS: If Councilman King would like to address that directly. All I was going to ask if I be included as a sponsor. Actually talked to the clerk's office about that. Thank you.

PRESIDENT OWEN: Yes. And I think the roll call vote will certainly indicate the positions that each of us have on this issue. Mr. King?

COUNCILMAN KING: Thank you. And to address Councilwoman, I apologize for my voice; I have kind of lost it. Councilwoman Woolridge's concern. Really her point is kind of the crux of this litigation. The fact of the matter is, is that this take-home car fee is not something that was part of the contract negotiations in the past, and so the issue was taken to the state labor cabinet when the take-home fees were charged.

And it was determined by the state Department of Labor that the city and the administration should not have acted unilaterally with respect to this charge even though it was not part of the contract negotiations; I think the argument being that there was an understanding of the parties that this was in existence prior to the contract being signed. And so our point here is that we simply want the administration to know that the council would prefer that we minimize litigation and we do what we can to sit down and talk about this. And if they can't come to agreement on it, then, okay, then they move forward with whatever direction the administration sees fit. But if we can solve this by talking about it, we just believe it would be better.

PRESIDENT OWEN: Mr. Heiner? Mr. Heiner, you withdrew your name? Do you want to speak?

COUNCILMAN HEINER: I think I'll add one point to that, and that is that the discussions have not taken place yet on this topic. So I feel like discussions first and then go to court as a last result. I think it makes for better relationship, better morale all the way around, if it can be resolved in discussion.

PRESIDENT OWEN: Thank you. Mr. Peden?

COUNCILMAN PEDEN: I wanted to respond to Councilwoman Woolridge. I actually asked your very question in committee to Mr. McGovern. And to the take-home car policy is not a negotiated union perk. It's not a contractual issue at all. It's simply departmental policy. To further what Mr. King said, that's kind of what got us in trouble, and it's a policy that said you can have this. When we started charging money for it, it became a revenue issue, which is how the labor cabinet became involved. But to go back to your point, no. Take home cars are not a contractual issue at this point.

PRESIDENT OWEN: All right. Any other discussion on this? There has been a request for a roll call vote. Yes? Councilman Downard.

COUNCILMAN DOWNARD: I'd just like to go a little bit further since I had a family member that was on the police department and when he joined the police department, it wasn't policy at all. It was part of recruitment. You can say what you want, you talk to anybody that's gone through the academy, they've been told that until just recently. However, I think that irrespective of all those things, the idea that we ought to be talking to people who work with us to try to resolve things before we go to court is the right way to go, and I think that's the way it ought to be. But I'm going to tell you something -- and I've seen it written in a recruitment thing that says you get a take-home car. So I'm going to tell you, I'll go back and find it if I have to, but I'm really tired of having people talk about it's a policy, I can take it and give it. No, you can't. Not unless you go back and do it through proper negotiations, which is the way it goes. The same way when they said they did that when they said you get your leather and your gun and they went back and changed it and they did it through negotiations. That's the way it should have been done.

PRESIDENT OWEN: Thank you. Councilwoman Welch?

COUNCILWOMAN WELCH: Thank you, Mr. President. I'd like to also be added as a cosponsor, if it's okay with the other sponsors?

PRESIDENT OWEN: I guess do we need to chime in one at a time on signing on as cosponsors? Or how do you feel about that, colleagues?

My sentiment is that -- an aye vote is almost tantamount to co-sponsorship, but maybe that doesn't satisfy. So I guess Councilwoman Woolridge, you were the one person who seemed to have some reluctance?

COUNCILWOMAN WOOLRIDGE: I think I still have some problems with it, if I may continue, Mr. President. You know, I just think at some point in time we just cannot continually tell administration how to deal with policy, how to deal with other departments. I will be voting no on this resolution. Thank you.

PRESIDENT OWEN: Madam Clerk, is it possible that all the aye votes could be listed as cosponsors of this? Or should I go one person at a time?

We better not do that. So every person that wants to be a cosponsor needs to indicate so. Maybe we don't have to. If you have been listing the ones that have asked to be cosponsor?

CLERK: Yes, sir.

PRESIDENT OWEN: Any additional cosponsors?

Yes, Mr. Johnson wants to be a cosponsor. And I think we have, yes, Mr. Hawkins, Mr. Unsel, Councilwoman Bryant Hamilton, Mr. Tandy. Councilwoman Green?

All right. We're ready for a roll call vote, Madam Clerk. Oh, yes, Councilwoman Shanklin, I'm sorry. You'll signify your intention.

Voting Result: Item 46

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: NO

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: YES

JON ACKERSON: EXCUSED ABSENCE

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

BRENT ACKERSON: YES

CLERK: There are 24 yes votes, 1 no vote from Councilwoman Woolridge and one not voting.

PRESIDENT OWEN: **The resolution as amended by substitution passes.**

Madam Clerk, a reading of Item 47.

47--O-01-01-10 AN ORDINANCE APPROPRIATING (\$1,000) \$1,500 FROM THE DISTRICT 11 NEIGHBORHOOD DEVELOPMENT FUND, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO ACTORS THEATRE OF LOUISVILLE, INC. THROUGH THE OFFICE OF MANAGEMENT AND BUDGET FOR PROGRAM EXPENSES RELATED TO ACTORS EDUCATION IN-CLASS RESIDENCIES AT SENECA HIGH SCHOOL, WHICH PROGRAM RECEIVED \$4,500 FROM THE APPROPRIATIONS COMMITTEE ON SEPTEMBER 17, 2009 AND \$3,000 IN ORDINANCE NO. 182, SERIES 2009 (AS AMENDED).

Status:-On Council Agenda - Old Business

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Kevin Kramer

PRES. OWEN: Thank you. Is there a motion?

COUNCILMAN ENGEL: Motion to approve.

COUNCILMAN PEDEN: Second.

PRES. OWEN: Item's been moved and seconded. Is there discussion? Mr. Engel?

COUNCILMAN ENGEL: Thank you, Mr. President. As you heard there, it is for Actors Theater. It has come before the committee. It was amended to make room for a performance at Seneca High School. And I suspect there may be an additional funding request appropriation here at the committee level tonight. So it was amended and it is before us.

PRES. OWEN: All right. Colleagues? Yes, Mr. Kramer?

COUNCILMAN KRAMER: Thank you, Mr. President. This is an ordinance coming out of my office. We had originally asked for \$1,000 in order to put the program on at Seneca High School as the paperwork indicates. This is something that Actors Theater does at high schools around the community, and certainly Seneca is not the exception in this regard. The reason it's before us tonight is because when my office did the paperwork, we did the paperwork for \$1,000 and we had committed \$1500. So I'm before you tonight, I actually took it to committee, and amended it from the \$1,000 to the \$1500. It did pass out of committee with unanimous support. And were it not for the amendment that's on here, it probably would have been on the consent calendar. So I'm asking for a yes vote here.

PRESIDENT OWEN: Thank you for the clarification. Any further discussion?

COUNCILMAN TANDY: Mr. President?

PRESIDENT OWEN: Yes.

COUNCILMAN TANDY: Just for clarification.

The amount requested was 1500? That was the amount they were requesting, correct?

COUNCILMAN KRAMER: If I may?

PRESIDENT OWEN: Yes.

COUNCILMAN KRAMER: Yes, that would have covered the cost of the program that was being done at Seneca High School. That's what we agreed to pay.

COUNCILMAN TANDY: Our policy is not to go beyond the amount requested, correct?

COUNCILMAN KRAMER: That's correct.

COUNCILMAN TANDY Thank you.

PRESIDENT OWEN: Yes, Mr. Peden?

COUNCILMAN PEDEN: I'd like to comment on that. That's actually not the case in this case because what Ms. Herron read a while ago I was the preceding 1500 or \$3000. It's not a performance. It's not like blue apples players that we did before. It's a full educational assessment where they send instructors at the school. They take over a class maybe two days out of the five. It lasts about three weeks. And then it culminates in some people doing stage shows, some people doing the costumes, some people doing the props, et cetera. But it's a full educational setup. And so to say that you can't add on because of what they requested versus what Councilman Kramer is putting in is not totally true. If you arrange, through Actors Theatre, to go to a school within your district, I can almost 99% guarantee they would love to take your money and do the program. It may be a little late in the year to schedule it for this school year because it was kind of late when I did it. But it's definitely something that they would want to do if you contact them first and then come back in two weeks or a month, whenever, we have time to move the money around.

COUNCILMAN TANDY: Mr. President?

PRESIDENT OWEN: Yes, Mr. Tandy?

COUNCILMAN TANDY: With that understanding, I'd like to add \$2,000 to this ordinance.

PRESIDENT OWEN: Mr. Tandy, let me clarify your amendment. You are adding money for the performance at Seneca High School?

COUNCILMAN TANDY: No, I'm adding \$2,000 be appropriated to Actors Theatre for this program, not necessarily for Seneca High School, but for this program.

PRESIDENT OWEN: Mr. Engel?

COUNCILMAN ENGEL: Mr. President, it's more district specific with regard to Actors and the Blue Apple Players and things like that. So it's not going to be for Seneca, but it's in Councilman Tandy's district.

PRESIDENT OWEN: So clarifying, it is your understanding, then, that it is appropriate to add \$2,000 for Actors Theatre?

COUNCILMAN ENGEL: Yes, sir.

PRESIDENT OWEN: And that money can be used by Actors Theater for a performance certainly at Seneca as well as at Central High School?

COUNCILMAN ENGEL: And I'll second that amendment.

PRESIDENT OWEN: Mr. Peden?

COUNCILMAN PEDEN: My suggestion would be to word it specifically as \$2,000 for Actors Theater program in District 4 school to be named later, something like that.

PRESIDENT OWEN: Madam Clerk, can you shape that amendment?

COUNCILMAN ENGEL: And I'll second that.

PRESIDENT OWEN: There is an amendment made and seconded. Are we ready to vote on that amendment?

All in favor, we can say aye on the amendment, Madam Clerk?

CLERK: Yes, sir.

PRESIDENT OWEN: All in favor say aye?

ALL PRESENT: AYE

Opposed?

There are none. The amendment has been made. Any additional discussion?

Then we have the amended version before us. This is an ordinance, and so it requires a roll call vote. Madam Clerk?

CLERK: Just a second. I'm trying to catch up here. Okay. I've got it.

PRESIDENT OWEN: I don't see it on my screen.

CLERK: There we go.

Voting Result: Item 47

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

RICK BLACKWELL: YES

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES

GLEN STUCKEL: YES

JON ACKERSON: EXCUSED ABSENCE

HAL HEINER: YES

STUART BENSON: YES

DAN JOHNSON: YES

ROBIN ENGEL: YES

JAMES PEDEN: YES

MADONNA FLOOD: YES

DOUG HAWKINS: YES

BRENT ACKERSON: YES

CLERK: There are 25 yes votes and one not voting.

PRESIDENT OWEN: **The ordinance as amended passes.**

Madam Clerk, a reading of Item 48.

48--O-06-01-10 AN ORDINANCE APPROPRIATING A TOTAL OF (\$5,001) \$9,100 FROM (DISTRICT 13) THE NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 13; \$1,000 EACH FROM DISTRICTS 24, 14, AND 12; \$500 FROM DISTRICT 15; \$300 EACH FROM DISTRICTS 21 AND 1; TO THE LOUISVILLE METRO PARKS DEPARTMENT FOR OPERATING EXPENSES FOR THE FOREST FEST ANNUAL BLUEGRASS FESTIVAL TO BE HELD AT THE JEFFERSON MEMORIAL FOREST (AS AMENDED).

Status:-On Council Agenda - Old Business

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Vicki Aubrey Welch

Additional Sponsor: -Dan Johnson
 -Judy Green
 -Madonna Flood
 -Marianne Butler
 -Rick Blackwell
 -Robert Henderson

COUNCILMAN PEDEN: Move approval.

COUNCILWOMAN HAMILTON: Second.

PRESIDENT OWEN: The item has been properly moved and seconded. Is there any discussion?
 Mr. Engel?

COUNCILMAN ENGEL: Lots of activity in the appropriations committee for this funding for the annual Bluegrass Festival. I see the Councilwoman smiling. I think she wants some more activity on the funding for the Bluegrass Festival. But once again, amended in committee, comes before us, and I suspect that Councilwoman Welch would like to speak to it?

PRES. OWEN: All right. Councilwoman Welch?

COUNCILWOMAN WELCH: Thank you, Mr. President, thank you, Mr. Chair. I am looking for an additional \$900 if any of you would like to, you know, help us with this endeavor. This is, I think, our seventh year to do this. It is not just District 13 festival. It is not just a county festival. It is not just a state festival. It is a regional Bluegrass Festival which draws thousands of people to the forest. And this year they're going to have four different bands to play throughout the day. It's a wonderful free event with a lot of kid activities. If you've never been there, you should come up. And I would like to thank those who have already joined in. And if anyone else would like to, I would certainly appreciate it. I'd like to get to the \$10,000 mark.

PRES. OWEN: Thank you, Councilwoman Welch. Anyone wish to speak? Yes, Mr. Peden?

COUNCILMAN PEDEN: I thought that I told --

COUNCILWOMAN WELCH: Well, we never had an amount.

COUNCILMAN PEDEN: \$300, please.

COUNCILWOMAN WELCH: Thank you.

PRESIDENT OWEN: Anyone else?

Councilwoman Butler?

COUNCILWOMAN BUTLER: Thank you, Mr. President. I'm down for \$500 but I thought I put in for \$1,000. So if you could add 500 for district 15?

COUNCILWOMAN WELCH: Thank you very much.

PRES. OWEN: Thank you, Councilwoman Butler. Mr. Johnson?
 COUNCILMAN JOHNSON: I guess I'll add 100 since?
 COUNCILWOMAN BUTLER: Well, Councilman, if you like, I'll reduce mine.
 How much do you want to give?
 COUNCILMAN JOHNSON: I've already got 300 in, so 400.
 PRES. OWEN: Madam Clerk, do you hear these proposed amendments?
 CLERK: Yes, I do, sir.
 PRES. OWEN: Let's treat them as an amendment. all in favor of the additional amounts?
 ALL PRESENT: AYE
 All opposed like sign?
 The ayes have it. (The floor amendment passed)
 We now have an amended version before us. Anyone else wish to speak?
 If not, Madam Clerk, a roll call?

CLERK: I have to wait one second, please.
 PRES. OWEN: Councilwoman Woolridge, are you voting?
 COUNCILWOMAN WOOLRIDGE: I'm sorry, Mr. President. Thank you.
 PRES. OWEN: Councilman are you voting? Councilman Ackerson are you voting.

Voting Result: Item 48

JUDY GREEN: YES
 BARBARA SHANKLIN: YES
 MARY WOOLRIDGE: YES
 DAVID TANDY: YES
 CHERI BRYANT HAMILTON: YES
 GEORGE UNSELD: YES
 KEN FLEMING: YES
 PRESIDENT TOM OWEN: YES
 TINA WARD-PUGH: YES
 JIM KING: YES
 KEVIN KRAMER: YES
 RICK BLACKWELL: YES
 VICKI WELCH: YES
 BOB HENDERSON: YES
 MARIANNE BUTLER: YES
 KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: YES
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

CLERK: There are 25 yes votes and one member not voting;
 PRESIDENT OWEN: **The ordinance as amended passes.**
 Madam Clerk, a reading of Item 49.

49--O-18-01-10 AN ORDINANCE APPROPRIATING A TOTAL OF (\$8,000) \$11,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$4,000 FROM DISTRICT 4; \$1000 EACH FROM DISTRICTS 14, 12, 13, (4,) 15, AND 24; \$500 EACH FROM DISTRICTS 3, 8, 16, AND 21, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE AMERICAN CANCER SOCIETY,

MID-SOUTH DIVISION INC., FOR SPONSORSHIP OF THEIR ANNUAL "RELAY FOR LIFE (AS AMENDED)."

Status:-On Council Agenda - Old Business

Committee:-Appropriations, NDFs and CIFs

Primary Sponsors:

- Robert Henderson
- Kelly Downard
- Marianne Butler
- Rick Blackwell
- Madonna Flood
- Tom Owen
- Dan Johnson
- David Tandy
- Vicki Aubrey Welch
- Mary C. Woolridge

PRESIDENT OWEN: Thank you Madam Clerk. May I have a motion for approval?

COUNCILMAN DOWNARD: Motion to approve.

COUNCILMAN PEDEN: Second.

PRESIDENT OWEN: This item has been properly moved and seconded.

PRESIDENT OWEN: COUNCILMAN ENGEL.

COUNCILMAN ENGEL: Thank you, Mr. President. Once again amended in committee. Councilman Henderson came to speak on this event to help fight and raise money to fight cancer and it is suspected that there may be some folks that would like to add on here at the council level.

PRES. OWEN: Does anyone else want to speak? Yes, Mr. Henderson?

COUNCILMAN HENDERSON: Yes, Relay for Life is something we do every year. It unites the community in the fight against cancer and it ranks teams of businesses, schools, churches, organizations together to honor the cancer survivors, in memory of those who fought cancer by raising money for the American Cancer Society. I feel like there might be somebody who would like to add something to that. That's the reason why it's in old business. I hope maybe somebody would be consider of giving something. If not, this is a great thing.

PRES. OWEN: I can tell you, Councilwoman Green has asked to speak. Councilwoman Green?

COUNCILWOMAN GREEN: I also withdrew my name, but since you called me out like that, I would like to add \$300, please.

PRES. OWEN: I had overlooked you on speakers.
So that's what I get for reading. Yes, Mr. King and then Mr. Unseld, I'm coming to you.

COUNCILMAN KING: District 10 would like to add \$1,000.

PRESIDENT OWEN: Thank you, Mr. King and Mr. Unseld has indicated his desire to talk and Councilwoman Shanklin headed your way.

COUNCILWOMAN SHANKLIN: District 2 would like to add 500.

COUNCILMAN UNSELD: District 6, 500.

PRES. OWEN: Did you get Unseld's amount?

CLERK: Councilman Unseld 500?

PRESIDENT OWEN: Councilwoman Bryant Hamilton?

COUNCILWOMAN BRYANT HAMILTON: \$500.

PRES. OWEN: If we can treat these collective additions as a floor amendment. Do I hear a motion?

COUNCILMAN ENGEL: So moved.
COUNCILMAN HENDERSON: Second.

PRES. OWEN: All in favor?
ALL PRESENT: AYE
Opposed?
The ayes have it.

We have the floor amended version before us. Any further discussion?
Madam Clerk, please open the voting
Madam Clerk, would you like to read the results?

Voting Result: Item 49

JUDY GREEN: YES
BARBARA SHANKLIN: YES
MARY WOOLRIDGE: YES
DAVID TANDY: YES
CHERI BRYANT HAMILTON: YES
GEORGE UNSELD: YES
KEN FLEMING: YES
PRESIDENT TOM OWEN: YES
TINA WARD-PUGH: YES
JIM KING: YES
KEVIN KRAMER: YES
RICK BLACKWELL: YES
VICKI WELCH: YES
BOB HENDERSON: YES
MARIANNE BUTLER: YES
KELLY DOWNARD: YES
GLEN STUCKEL: YES
JON ACKERSON: EXCUSED ABSENCE
HAL HEINER: YES
STUART BENSON: YES
DAN JOHNSON: YES
ROBIN ENGEL: YES
JAMES PEDEN: YES
MADONNA FLOOD: YES
DOUG HAWKINS: YES
BRENT ACKERSON: YES

PRESIDENT OWEN: Madam Clerk, please read the vote.
CLERK: Yes, sir. I was waiting for voting is closed. Yes. 25 yes votes and one not voting.

PRESIDENT OWEN: **The amended ordinance passes.** Madam Clerk, a reading of item 50?

50--O-19-01-10 AN ORDINANCE APPROPRIATING (\$8,500) \$11,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,500 EACH FROM DISTRICTS 1 AND 16; \$1,500 FROM DISTRICT 3; \$1,000 EACH FROM DISTRICTS 17, 22, 25 AND 13; \$500 FROM DISTRICT 21, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE FAMILY & CHILDREN FIRST, INC. FOR THE "SAFE HAVENS" PROGRAM (AS AMENDED).

Status:-On Council Agenda - Old Business
Committee:-Appropriations, NDFs and CIFs
Primary Sponsors: -Judy Green
 -Kelly Downard

-Mary C. Woolridge
 -Doug Hawkins
 -Vicki Aubrey Welch

Additional Sponsors:

-Dan Johnson
 -Glen Stuckel
 -Robin Engel

PRESIDENT OWEN: Motion for approval?

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILMAN DOWNARD: Second.

PRESIDENT OWEN: The item is properly moved and seconded. Is there any discussion, Mr. Engel?

COUNCILMAN ENGEL: Yes, sir, Mr. President. This was discussed fairly heavily in committee. Passionately in committee by Councilwoman Judy Green for the Safe Havens program. And I suspect that she may want to make a comment to get us all up to speed a little bit more on that particular program. Thank you.

PRES. OWEN: Councilwoman Green would you like to speak?

COUNCILWOMAN GREEN: Thank you, Mr. President. Thank you so much. And I want to say thank you to those colleagues who have signed on already. I am making a passionate plea for my colleagues to sign on. I think most of you all know that Family and Children's Agency deals with a multitude of psychological issues involving children, but one notable is their sexual abuse counseling and programs that they have that they deal with to help children get through that very traumatic event in their life. Dan Fox is the president of this program. He's done a great job up until now. He's still doing a great job. They have merged with another agency. And I make another passionate plea, begging for my colleagues to please sign on. Thank you, Mr. King, is that an affirmative?
 To please sign on. This is a very important thing that we need in this community for our babies. We want them to have the adequate psychological counseling that they deserve after they've been traumatized.

PRESIDENT OWEN: Thank you, Councilwoman.

Thank you for all the colleagues that are going to sign on.

PRESIDENT OWEN: Mr. Benson?

COUNCILMAN BENSON: Mr. President I'd like \$500 from district 20.

PRESIDENT OWEN: Councilwoman Shanklin?

COUNCILWOMAN SHANKLIN: It seems like this is going to be a begging night. I'll say 500 because the next one that comes up, they're going to be begging again.

PRESIDENT OWEN: Councilman King?

COUNCILMAN KING: I'll go with 500 for district 10 for this.

PRESIDENT OWEN: Councilwoman Fleming?

COUNCILMAN FLEMING: 500.

PRESIDENT OWEN: Thank you. Councilman Henderson?

COUNCILMAN HENDERSON: Add 250.

COUNCILWOMAN GREEN: Thank you.

COUNCILMAN FLEMING: Mr. President?

PRESIDENT OWEN: Yes?

COUNCILMAN FLEMING: I'm bumping up 500, playing a poker joke. \$1,000 from 7.

COUNCILWOMAN GREEN: Thank you.

PRESIDENT OWEN: Madam Clerk, did you get that?

CLERK: I'm getting it.

PRESIDENT OWEN: Need a little time to catch up?

CLERK: Councilman Henderson 250, correct?

COUNCILMAN HENDERSON: 250.

PRESIDENT OWEN: Councilwoman Hamilton?

COUNCILWOMAN HAMILTON: 250 from District 5.

PRESIDENT OWEN: Councilman Unseld?

COUNCILMAN UNSELD: I see your 1,000 and bump you 500.

PRESIDENT OWEN: Madam Clerk, did you get that?

CLERK: Yes, sir.

PRESIDENT OWEN: Thank you. Councilwoman Butler?

COUNCILWOMAN BUTLER: 500 from district 15.

CLERK: Thank you.

PRESIDENT OWEN: Councilwoman Ward-Pugh?

COUNCILWOMAN WARD-PUGH: The 9th District will give 250.

PRESIDENT OWEN: Thank you. Anyone else?

COUNCILWOMAN GREEN: Come on, colleagues.

PRESIDENT OWEN: I will say that the eighth district would like to give 250.

PRESIDENT OWEN: And comment just as a side thought that my previous aid, Karen Voyer, had actually worked in that program before she came to the Metro Council. Yes, Councilwoman Flood?

COUNCILWOMAN FLOOD: Thank you, Mr. President. 500 from District 24.

COUNCILWOMAN GREEN: Thank you.

PRESIDENT OWEN: Anyone else? Yes, Councilman Blackwell?

COUNCILMAN BLACKWELL: 500 from District 12.

COUNCILWOMAN GREEN: Thank you.

PRESIDENT OWEN: Thank you. Anyone else?

All right. We have a total, Madam Clerk, of how much?

As a floor amendment?

There's rumor that Mr. Downard has calculated in his head. This time maybe not.

CLERK: A total of \$ 6500 added.

PRESIDENT OWEN: Okay. We have a floor amendment for an additional \$6500.

All in favor?

ALL PRESENT: AYE

Opposed?

The ayes carry it. We now have the amended floor amendment -- we now have the amended version before us. This calls for a roll call vote.

Voting Result: Item 50

JUDY GREEN: YES
 BARBARA SHANKLIN: YES
 MARY WOOLRIDGE: YES
 DAVID TANDY: YES
 CHERI BRYANT HAMILTON: YES
 GEORGE UNSELD: YES
 KEN FLEMING: YES
 PRESIDENT TOM OWEN: YES
 TINA WARD-PUGH: YES
 JIM KING: YES
 KEVIN KRAMER: YES
 RICK BLACKWELL: YES
 VICKI WELCH: YES
 BOB HENDERSON: YES
 MARIANNE BUTLER: YES
 KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: YES
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

PRESIDENT OWEN: Madam Clerk, please read the vote.

CLERK: There are 25 yes votes and one not voting.

PRESIDENT OWEN: **The ordinance as amended passes.** Madam Clerk, a reading of Item 51.

COUNCILWOMAN GREEN: Excuse me, Mr. President.

PRESIDENT OWEN: Oh, we did not get a total. I'm sorry, Councilwoman.

CLERK: That will be \$18,300.

PRESIDENT OWEN: Total of \$18,300. Madam Clerk, can you get assembled to read item 51?

51--O-15-01-10 AN ORDINANCE APPROPRIATING (\$9,500) \$11,800 FROM NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$5000 FROM DISTRICT 21; \$2000 FROM DISTRICT 10; \$1000 FROM DISTRICT 16 AND 17; \$500 EACH FROM DISTRICTS 13, 25, 20, 22, AND 3; \$300 FROM DISTRICT 1, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE YMCA OF GREATER LOUISVILLE FOR THE YMCA SAFE PLACE SERVICES PROGRAM EXPENSES. (AS AMENDED)

Status:-On Council Agenda - Old Business

Committee:-Appropriations, NDFs and CIFs

Primary Sponsors: -Dan Johnson
 -Jim King
 -Kelly Downard
 -Mary C. Woolridge

-Robin Engel
-Stuart Benson

Additional Sponsors:

-Glen Stuckel
-Judy Green
-Doug Hawkins
-Vicki Aubrey Welch

PRESIDENT OWEN: All right. May I have a motion to approve?

COUNCILMAN DOWNARD: So moved.

COUNCILWOMAN WOOLRIDGE: Second.

PRESIDENT OWEN: The item's before us. Mr. Engel?

COUNCILMAN ENGEL: Thank you, Mr. President. This is the last appropriation on the docket here. This of course is for that popular YMCA Safe Places program. It was amended in committee and it is before us tonight. I would ask for your support.

PRESIDENT OWEN: All right. Someone had asked to speak, and I just accidentally erased him. Who was that first person in line? Mr. Unsel?

COUNCILMAN UNSELD: District 6 would like to add 500.

PRESIDENT OWEN: District 6 adding 500. Yes, Mr. Henderson?

COUNCILMAN HENDERSON: 500.

PRESIDENT OWEN: All right. Councilwoman Shanklin?

COUNCILWOMAN SHANKLIN: 500.

PRESIDENT OWEN: Thank you. Councilwoman Hamilton?

COUNCILWOMAN HAMILTON: 250 from District 5.

PRESIDENT OWEN: Thank you. Any other council people wishing to speak?

All right. We then, Madam Clerk, have a floor amendment totaling?

Additional amount?

CLERK: \$1750.

PRESIDENT OWEN: \$1750.

COUNCILMAN ENGEL: Motion to amend.

COUNCILMAN HENDERSON: Second.

PRESIDENT OWEN: All in favor say aye?

ALL PRESENT: AYE

Opposed?

There are none. The floor amendment passes. Madam Clerk, the amended ordinance is before us. Roll call vote.

Voting Result: Item 51

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: ABSTAIN

KEVIN KRAMER: YES

RICK BLACKWELL: NOT VOTING

VICKI WELCH: YES

BOB HENDERSON: YES

MARIANNE BUTLER: YES

KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: NOT VOTING
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

PRESIDENT OWEN: Madam Clerk, please read the vote.

CLERK: There are 22 yes votes, one abstention from Councilman King and three not voting, Councilman Jon Ackerson, Councilman James Peden and Councilman Rick Blackwell.

PRESIDENT OWEN: **The ordinance as amended passes.** Madam Clerk a reading of item 52.

52--R-241-12-09 A RESOLUTION AMENDING SECTION 8 OF THE RULES OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT COUNCIL (AS AMENDED)

Status:-On Council Agenda - Old Business

Committee:-Government Accountability & Oversight

Primary Sponsors: -Marianne Butler
 -Robert Henderson
 -Kelly Downard

PRESIDENT OWEN: Can we get a motion for approval?

COUNCILWOMAN WOOLRIDGE: Motion to approve.

COUNCILWOMAN HAMILTON: Second.

PRESIDENT OWEN: We got an approval and a second. The item's been properly moved and seconded. We now have the committee amended version before us. Is there discussion?
 Yes, Mr. Henderson?

COUNCILMAN HENDERSON: Yes. This is something that I had a disagreement with another Councilman on, so I talked to him about it and he said well let's just fix that dag blame thing. So with that, I'd like Mr. Downard to explain what he's doing.

PRESIDENT OWEN: Mr. Downard has in fact asked to speak. Mr. Downard?

COUNCILMAN DOWNARD: Thank you, Mr. President. I'm used to cleaning up after Mr. Henderson.

One of the things -- in all seriousness, this is an effort to ensure that as we go through activity in committees, that we have the ability to know the identity of people who are providing testimony. And that will keep us, I think, from running astray in the long term. It is something that we have talked about. There have been issues. Now that we have an anonymous tip line, there's ample opportunity for anybody who wants to do something, to do it through anonymous tip line. So it makes it so appropriate. And the amendment that comes through is on -- I think you have it on here if you want me to read it. It was amended in committee. I think it was unanimous in committee, also. Councilman Henderson and I were singing kumbaya when we finished this.

PRESIDENT OWEN: Yes, Mr. Henderson?

COUNCILMAN HENDERSON: It really feels good when you're working together like that and everybody's making an effort to get to where we want to go. Ms. Butler also helped us. I want to tell her how much I appreciate that, as well.

PRESIDENT OWEN: Okay. The three sponsors, two have spoken and one has been acknowledged. Councilwoman Ward-Pugh this is in your committee?

COUNCILWOMAN WARD-PUGH: Yes, it did come out. Yes, it did. With the unanimous vote.

PRESIDENT OWEN: It came out with a committee amendment.

COUNCILWOMAN WARD-PUGH: That's correct.

PRESIDENT OWEN: That committee amendment version is before us.

COUNCILWOMAN WARD-PUGH: That's correct.

PRESIDENT OWEN: Any further discussion?

All right. If there is none, the resolution calls for a voice vote. All those in favor signify by saying aye?

ALL PRESENT: AYE

Opposed?

The ayes have it.

The resolution is amended passes. Madam Clerk, a reading of item 53.

53--O-22-01-10 AN ORDINANCE CHANGING THE ZONING FROM R-5, SINGLE-FAMILY RESIDENTIAL TO R-5B, RESIDENTIAL TWO-FAMILY ON PROPERTY LOCATED AT 4258 ALLMOND AVENUE, CONTAINING 5,994 SQUARE FEET, AND BEING IN LOUISVILLE METRO (CASE NO. 11171). (March 19, 2010)

Status:-On Council Agenda - Old Business

Committee:-Planning/Zoning, Land Design & Development

Primary Sponsor:-Jon Ackerson

PRESIDENT OWEN: May I have a motion to approve?

COUNCILMAN DOWNARD: So moved.

COUNCILWOMAN WOOLRIDGE: Second.

PRESIDENT OWEN: And a second. It's been properly moved and seconded. Is there a discussion? Mr. Johnson?

COUNCILMAN JOHNSON: This item is in the zoning committee and was unanimous by the zoning committee. It involves a piece of rental property which is a duplex which had been a three-plex and new owners bought it and it became a duplex and they're just getting the zoning in line for it being a duplex. The committee was unanimous.

PRESIDENT OWEN: On discussion?

This is an ordinance that requires a roll call vote. Madam Clerk?

Councilwoman Shanklin, will you be voting?

COUNCILWOMAN SHANKLIN: Yeah, I will, sorry.

A lot of that going around tonight.

Voting Result: Item 53

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES

PRESIDENT TOM OWEN: YES

TINA WARD-PUGH: YES

JIM KING: YES

KEVIN KRAMER: YES

RICK BLACKWELL: NOT VOTING
 VICKI WELCH: YES
 BOB HENDERSON: YES
 MARIANNE BUTLER: YES
 KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: YES
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

PRESIDENT OWEN: Madam Clerk, please read the vote.

CLERK: There are 24 yes votes, two not voting, Council members Blackwell and Jon Ackerson.

PRESIDENT OWEN: **The ordinance passes.** Madam Clerk, a reading of item 54.

54--O-24-01-10 AN ORDINANCE CHANGING THE ZONING FROM CN, NEIGHBORHOOD COMMERCIAL, TO C-1, COMMERCIAL ON PROPERTY LOCATED AT 7902 BARDSTOWN ROAD, CONTAINING A TOTAL OF 8.76 ACRES, OF WHICH 2.86 ACRES IS PROPOSED TO BE REZONED, AND BEING IN LOUISVILLE METRO (CASE NO. 12630). (March 19, 2010)

Status:-On Council Agenda - Old Business

Committee:-Planning/Zoning, Land Design & Development

Primary Sponsor:-Jon Ackerson

PRESIDENT OWEN: May I have a motion for approval?

COUNCILMAN DOWNARD: So moved.

COUNCILWOMAN WOOLRIDGE: Second.

PRESIDENT OWEN: This item has been moved and seconded. Is there any discussion?
 Mr. Johnson?

COUNCILMAN JOHNSON: This item, too, came before zoning. It had a unanimous vote in favor of doing it. The Councilman from the district might like to speak to it.

PRESIDENT OWEN: Yes. This is in Mr. Engel's district, would you like to speak?

COUNCILMAN ENGEL: Thank you, Mr. President. Yes, in is in a very, very busy area of Bardstown Road just south of the Gene Snyder Freeway. I have had no opposition to this particular project. And so I would urge your support. Thank you very much.

PRESIDENT OWEN: Any other discussion on this item?

If not, Madam Clerk, it's an ordinance requiring a roll call vote. Will you please open the voting?

Voting Result: Item 54

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES

KEN FLEMING: YES
 PRESIDENT TOM OWEN: YES
 TINA WARD-PUGH: YES
 JIM KING: YES
 KEVIN KRAMER: YES
 RICK BLACKWELL: NOT VOTING
 VICKI WELCH: YES
 BOB HENDERSON: YES
 MARIANNE BUTLER: YES
 KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: YES
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

CLERK: There are 24 yes votes and two not voting, Councilmen Blackwell and Jon Ackerson.
 PRESIDENT OWEN: Thank you. **And the ordinance passes.** Madam Clerk, a reading of item 55.

55--O-25-01-10 AN ORDINANCE CHANGING THE ZONING FROM M-2, INDUSTRIAL TO C-1, COMMERCIAL ON PROPERTY LOCATED AT 310-312 NEW VENTURE DRIVE, CONTAINING 17,250 SQUARE FEET, AND BEING IN LOUISVILLE METRO (CASE NO. 13027). (March 19, 2010)

Status:-On Council Agenda - Old Business
Committee:-Planning/Zoning, Land Design & Development
Primary Sponsor:-Jon Ackerson

PRESIDENT OWEN: Thank you. Madam Clerk.
 COUNCILWOMAN WOOLRIDGE: Motion to approve.
 COUNCILWOMAN WARD-PUGH: Second.
 PRESIDENT OWEN: The item has been moved and seconded. Is there any discussion, Mr. Johnson?

COUNCILMAN JOHNSON: Yes, this item, too, was unanimous by the committee and the Councilman for the district might want to speak to this, as well.

PRESIDENT OWEN: Mr. Engel?

COUNCILWOMAN WELCH That would be me.

PRESIDENT OWEN: I'm sorry, whose district? Ah, I'm sorry, Councilwoman Welch.

COUNCILWOMAN WELCH: This is in a little shopping center area. And there was no opposition to this, so I am in favor of this zoning change. Thank you.

PRESIDENT OWEN: Thank you, Councilwoman Welch. Is there any further discussion?
 This item is an ordinance requiring a roll call vote. Madam Clerk, if you will open the voting.

Voting Result: Item 55

JUDY GREEN: YES
 BARBARA SHANKLIN: YES
 MARY WOOLRIDGE: YES
 DAVID TANDY: YES
 CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES
 KEN FLEMING: YES
 PRESIDENT TOM OWEN: YES
 TINA WARD-PUGH: YES
 JIM KING: YES
 KEVIN KRAMER: YES
 RICK BLACKWELL: NOT VOTING
 VICKI WELCH: YES
 BOB HENDERSON: YES
 MARIANNE BUTLER: YES
 KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: YES
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

CLERK: There are 24 yes votes, two not voting, Council members Blackwell and Jon Ackerson.

PRESIDENT OWEN: **The ordinance passes.** Madam Clerk, a reading of item 56.

56--R-29-01-10 A RESOLUTION ENCOURAGING ALL CITIZENS AND RESIDENTS OF LOUISVILLE METRO TO SUPPORT THE RECOVERY OF HAITIAN EARTHQUAKE SURVIVORS FINANCIALLY AND MATERIALLY.

Status:-On Council Agenda - Old Business

Committee:-Health & Human Needs

Primary Sponsor:-David Tandy

COUNCILWOMAN WOOLRIDGE: Move approval.

COUNCILMAN DOWNARD: Second.

PRESIDENT OWEN: A second?

This is a resolution. It has now been moved and seconded. It is before us. Councilwoman Welch, did you want to speak to it?

COUNCILWOMAN WELCH: Yes. This did come out of our committee, the health committee, unanimously. But I would like to yield to Councilman Tandy for his remarks on his resolution.

PRESIDENT OWEN: Yes, Mr. Tandy?

COUNCILMAN TANDY: Yes, Mr. President, thank you, Madam Chairwoman. The purpose of this resolution is to, once again, keep at the forefront of the minds of the good people of Louisville, Kentucky, the need within our hemisphere of our continued support for the people of Haiti. Louisville is a community, without a doubt, that is a welcoming community, a giving community, whenever we see any of our fellow citizens of the world in need. And so what the purpose of this resolution is, is to continue to inform the public as to and encourage the public to continue to support relief efforts down in this -- in Haiti in this country that is in need of great repair. People are always wondering: Well how can they go about and help? And of course, there is the American Red Cross where you can text Haiti to 90999 and donate \$10. That will be charged to your cell phone bill. Or you can call 1-800-Red Cross. Everybody knows about the Clinton Bush Haiti fund. And you can again text the word Quake to 20222 and donate \$10. It will be charged to your cell phone bill, as well. But I also wanted to take this opportunity to underscore the local efforts that are being done in our community to help with this relief effort. In particular, Go Ministries of

Louisville, if you go to goministries.org or you call 502-493-9646, you can get engaged there, as well. And we also want to take this opportunity to commend our good corporate citizens at Humana and at Yum Brands. And there's a number of others. There's a company, the name of the company escapes me right now, but they went down, they donated their services where they're providing clean drinking water for the people of Haiti using some innovative technology that was developed right here to be able to do that. And all of this information will be made available on our council website for people to be able to log on there, click on it and then find the information how they could help, as well. If all of us do a little part, we can all do great things in this end of the world. So I ask my colleagues for their support of this resolution. I certainly welcome all of my colleagues to join on as cosponsors of it, as well. Thank you.

PRESIDENT OWEN: Thank you, Councilman. Colleagues, without objection, would you all like to be a cosponsor of this resolution? I hear no objection.
So this is a resolution that calls for a voice vote.

All those in favor, signify by saying aye?

ALL PRESENT: AYE

Opposed?

None.

The ayes have it. **The resolution passes.**

COUNCILWOMAN BUTLER: Excuse me, Mr. President, if I could have a moment of personal privilege. The organization you are thinking of, Councilman Tandy, is Edge Outreach. And it costs about \$5,000 for one of those mini purification systems, and they'll clean about 55,000 gallons a minute. And the Water Company employees and retirees, we held fund fundraisers and in two weeks' time we raised \$5500. And we have one from Louisville Water Company employees and retirees.

PRESIDENT OWEN: Thank you, Councilwoman Butler

Madam Clerk a reading of item 57.

57--R-24-01-10 A RESOLUTION REQUESTING THE KENTUCKY SUPREME COURT AND THE JEFFERSON COUNTY DISTRICT COURT GENERAL TERM TO CREATE TWO (2) SEPARATE DOMESTIC VIOLENCE COURT DOCKETS.

Status:-On Council Agenda - Old Business

Committee:-Public Safety

Primary Sponsor:-Vicki Aubrey Welch

Additional Sponsors: -Cheri Bryant Hamilton

-David Tandy

-Judy Green

-Kevin Kramer

-Robert Henderson

-Robin Engel

-Stuart Benson

COUNCILWOMAN WOOLRIDGE: Move approval.

COUNCILMAN DOWNARD: Second.

>> PRES. OWEN: It's properly moved and seconded.

The item is now before us. Is there discussion? Yes, Councilman Kramer?

COUNCILMAN KRAMER: Thank you, . .

This came out of the Public Safety Committee with unanimous support.

The reason that it's on the old business instead of consent is when Mr. O'Connell came to speak to this, those of us on the committee all signed on as sponsors on that very day, and we wanted to have an opportunity tonight -- or we wanted to offer an opportunity tonight for any other colleagues who may want to sign on as sponsors. I also would like to cede the floor to Councilwoman Welch.

It is through her office that this resolution was first tendered.

PRESIDENT OWEN: Okay, I'll recognize Councilwoman Welch and then we can deal with the additional sponsors. Councilwoman?

COUNCILWOMAN WELCH: Thank you Mr. President.

I was privileged to work with the county attorney, Mike O'Connell, and his staff, and our county attorneys, as they drafted this piece of legislation to support two separate courtrooms for domestic violence victims and their cases.

One in four women will experience domestic violence in her lifetime. Thirty to 60 percent of perpetrators of partner violence also abuse children in the household. Witnessing the violence between the parents or the caretakers is the strongest risk factor of transmission of violent behavior to future generations. So those alone, and with the increase of our downturn, there is more alcoholism, more drug abuse, in turn more domestic violence. We certainly have plenty of cases here in Jefferson County to warrant two full courtroom dockets every day. I think we all gave our monies recently in 2009, I think close to \$35,000 for their new intake center. So this is like the last piece of the puzzle to make the domestic violence unit complete and to make those victims together in the courtroom with all the staff. It will not cost anymore Taxpayer dollars for this piece of legislation and the process. The same staff will be in there in those two courtrooms every day. And so I am looking for additional sponsors, and hopefully all of us. So thank you very much.

PRESIDENT OWEN: All right. Colleagues, without objection, would you all like to be signed on as additional sponsors of this item?

I hear no objection. All right. So, Madam Clerk, this is a resolution calling for a voice vote?

COUNCILMAN DOWNARD: Excuse me, Mr. President?

PRESIDENT OWEN: Yes.

COUNCILMAN DOWNARD: Is your machine not working the same way mine is?

PRESIDENT OWEN: It is got to moving right along.

Let me recognize before we do a voice vote, let me recognize Mr. Downard.

COUNCILMAN DOWNARD: Thank you so much, Mr. President. I didn't mean to be --

PRESIDENT OWEN: I'm sorry to overlook you.

COUNCILMAN DOWNARD: I meant to be whatever I was. I served for three years on the Crime Commission. There's almost no issue that continues to cause problems in our community like domestic violence. There almost is no way to protect yourself. These particular courts are going to come together and provide not only what other courts used to do and individual judges, which was I think I'm going to sentence somebody to jail or to punish someone for doing it, they're going to look to the other side and say there are victims involved here. And let's start worrying more about the victims than we're worried about the people who are dog it. And in worrying about the victims, then you find a way to punish the victims (criminals) and to keep them different. But keeping someone safe is a heck of a lot more important than if someone goes to jail for seven days. I can't think of anything that reaches into the front page of the newspaper as much as someone who ends up being hurt again. Well maybe doesn't make the front page anymore, unless it's very severe, than this particular issue. I think it's wonderful. Thank you all for signing on as co-sponsors, and I thank Councilwoman Welch for bringing this forward, because it is direly needed. I appreciate it. saw the testimony. I was downstairs looking.

COUNCILMAN ENGEL: Thank you, Mr. President. I was also on the council. I want to thank Councilwoman Welch. I kind of pursued this. This is not a slam dunk. This is a work in progress and it's a big step forward, but this is not a sure thing. And I wanted to kind of see if there was going to be -- if we could have some follow up to where this goes and what would be the problem with the two dockets? And the county attorney certainly responded that there's several -- that, you know, the cases, you may want to deal with a drunk driving case as opposed to a whole lot more dealing with a domestic violence case. So this is a tough battle inside the courtroom. And it's tough work for judges. But, anyway, I hope -- I hope that we speak loud and clear from this council level that this issue is very important, and this raises the bar to do just what Councilwoman Welch and the county attorney worked on. Thank you very much.

PRESIDENT OWEN: The sponsors and initial supporters, if you will, make a note in your calendar, of perhaps six months or eight months from now, if you'll report back to us if you're on progress in achieving the two dockets. I appreciate it. Anybody else want to speak?
All right, then. It is a resolution calling for a voice vote.

All of those in favor, signify by saying aye?

ALL PRESENT: AYE

All opposed by like sign?

The ayes have it. **The resolution passes.**

Madam Clerk, a reading of item 58.

58--O-29-01-10 AN ORDINANCE AMENDING ORDINANCE NO. 126 SERIES 2007, ORDINANCE NO. 90, SERIES 2009, AND ORDINANCE NO. 91, SERIES 2009, RELATING TO THE CAPITAL BUDGETS FOR FISCAL YEARS 2007-08, 2009-10, AND THE OPERATING BUDGET FOR 2009-10, RESPECTIVELY, FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING (\$46,000) \$43,000 OF CAPITAL CUMULATIVE RESERVE FUNDS (CAPITAL INFRASTRUCTURE FUND), NEIGHBORHOOD DEVELOPMENT FUNDS, AND FEE-IN-LIEU OF SIDEWALK FUNDS TO A NEW CAPITAL PROJECT TO INSTALL SIDEWALKS ON A PORTION OF SIX MILE LANE. (AS AMENDED)

Status:-On Council Agenda - Old Business

Committee:-Budget

Primary Sponsors: -Kevin Kramer
-Stuart Benson

PRESIDENT OWEN: May I have a motion to approve?

COUNCILWOMAN WOOLRIDGE: So moved.

COUNCILWOMAN BUTLER: Second.

PRESIDENT OWEN: The item's been properly moved and seconded. We now have the committee amended version before us. Is there discussion? Mr. King?

COUNCILMAN KING: Thank you, Mr. President. This came out of committee with the unanimous approval. It's only on old business because a dollar amount was changed at the request of the sponsor. And I would suggest that you might want to offer an opportunity to Councilman Kramer to address this.

PRES. OWEN: Mr. Kramer, would you like to speak?

COUNCILMAN KRAMER: I would, thank you, Mr. President. As Councilman King pointed out, this came out with unanimous support and would have been on consent calendar, were it not for the need to make the amendment. What this does is it takes funds from three different accounts. It takes from a CI account from a couple years ago, from an NDF account and a fee in lieu of. And when finance put all this together and sent it over, somehow from where we were and where they came back, there was a number that was different. All of the paperwork supported the number that's before you, the \$43,000. And so the amendment just was to say it's actually \$43,000. So I'm asking for your support. Thank you.

PRESIDENT OWEN: All right. Any further discussion?

Hearing none, the amended ordinance requires a roll call vote. Madam Clerk, please open the voting. Councilwoman Green, are you going to be voting on this item?

Voting Result: Item 58

JUDY GREEN: YES

BARBARA SHANKLIN: YES

MARY WOOLRIDGE: YES

DAVID TANDY: YES

CHERI BRYANT HAMILTON: YES

GEORGE UNSELD: YES
 KEN FLEMING: YES
 PRESIDENT TOM OWEN: YES
 TINA WARD-PUGH: YES
 JIM KING: YES
 KEVIN KRAMER: YES
 RICK BLACKWELL: NOT VOTING
 VICKI WELCH: YES
 BOB HENDERSON: YES
 MARIANNE BUTLER: YES
 KELLY DOWNARD: YES
 GLEN STUCKEL: YES
 JON ACKERSON: EXCUSED ABSENCE
 HAL HEINER: YES
 STUART BENSON: YES
 DAN JOHNSON: YES
 ROBIN ENGEL: YES
 JAMES PEDEN: YES
 MADONNA FLOOD: YES
 DOUG HAWKINS: YES
 BRENT ACKERSON: YES

CLERK: There are 24 yes votes, two not voting, Council members Blackwell and Jon Ackerson.

PRESIDENT OWEN: Thank you very much. **The ordinance as amended passes.**

NEW BUSINESS:

The next item of business is new business. Before the clerk reads the new business, council people, if you can observe as much silence as possible, if you are leaving the chamber, while the new business is being read. It comprises of item 59 through 76. Madam Clerk, a reading of those items and their assignments to committee.

59--O-32-02-10 AN ORDINANCE APPROPRIATING A TOTAL OF \$9,000 FROM THE NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$2,500 FROM DISTRICT 1; \$2,000 FROM DISTRICT 6; \$1,500 FROM DISTRICT 5; \$1,000 EACH FROM DISTRICTS 2, 3, AND 8, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER LOUISVILLE FOR BANQUET SPEAKER HONORARIUM FEES.

Status:-On Council Agenda - New Business

Committee:-Appropriations, NDFs and CIFs

Primary Sponsors:

- Judy Green
- Mary C. Woolridge
- Tom Owen
- Barbara Shanklin
- Cheri Bryant Hamilton
- George Unseld

60--O-34-02-10 AN ORDINANCE APPROPRIATING \$35,000 FROM DISTRICT 25 NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC. TO PURCHASE PLAYGROUND EQUIPMENT FOR MEDORA ELEMENTARY SCHOOL AND THE SURROUNDING NEIGHBORHOODS.

Status:-On Council Agenda - New Business

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor:-Doug Hawkins

61--O-35-02-10 AN ORDINANCE APPROPRIATING A TOTAL OF \$6,250.00 FROM NEIGHBORHOOD DEVELOPMENT FUNDS (NDF) AS FOLLOWS: \$500 EACH FROM DISTRICTS 10, 24, 3, 14, 11, 6, 1, 17, 13, 15, 12, AND 2; \$250.00 FROM DISTRICT 16, TO THE RIGHT INFORMATION AND DIRECTION (TRIAD), THROUGH THE OFFICE OF AGING AND DISABLED CITIZENS, FOR THE PRODUCTION OF 2010-2011 SENIOR CITIZENS CALENDAR.

Status:-On Council Agenda - New Business

Committee:-Appropriations, NDFs and CIFs

Primary Sponsor: -Jim King

Additional Sponsors:

- Barbara Shanklin
- George Unseld
- Glen Stuckel
- Judy Green
- Kelly Downard
- Kevin Kramer
- Madonna Flood
- Marianne Butler
- Mary C. Woolridge
- Rick Blackwell
- Robert Henderson
- Vicki Aubrey Welch

62--O-40-02-10 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009, AS AMENDED BY ORDINANCE NO. 173, SERIES 2009, AND AMENDING ORDINANCE NO. 112, SERIES 2006 RELATING TO THE CAPITAL BUDGETS FOR FISCAL YEARS 2009-10 AND 2006-07 RESPECTIVELY, FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT BY TRANSFERRING \$12,500 OF CAPITAL CUMULATIVE RESERVE FUNDS RELATED TO THE MSD/ALGONQUIN PARKWAY PROJECT TO THE NEIGHBORHOOD PLANS PROJECT UNDER THE ADMINISTRATION OF CODES & REGULATIONS.

Status:-On Council Agenda - New Business

Committee:-Budget

Primary Sponsor:-George Unseld

63--R-33-02-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT - (SUSAN MCNEESE LYNCH D/B/A SML COMMUNICATIONS - \$12,000.00).

Status:-On Council Agenda - New Business

Committee:-Contracts and Appointments

Primary Sponsor:-Vicki Aubrey Welch

64--R-35-02-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING AMENDMENT TO A NONCOMPETITIVELY NEGOTIATED NEW PROFESSIONAL SERVICE CONTRACT - (ANGEL RUBIO - \$26,900.00, FOR A NEW NOT-TO-EXCEED AMOUNT OF \$51,476.00).

Status:-On Council Agenda - New Business

Committee:-Contracts and Appointments

Primary Sponsor:-Judy Green

65--R-38-02-10 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING

NONCOMPETITIVELY NEGOTIATED RENEWAL PROFESSIONAL SERVICE CONTRACT – (BB&T INSURANCE SERVICES, INC. - \$170,000.00).

Status:-On Council Agenda - New Business

Committee:-Contracts and Appointments

Primary Sponsor:-Jim King

66--R-34-02-10 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A DONATION OF CERAMIC SPACE HEATERS FROM METRO UNITED WAY VALUED AT APPROXIMATELY \$7,830.00 TO BE USED BY THE COMMUNITY ACTION PARTNERSHIP (CAP) FOR DISTRIBUTION TO CLIENTS OF THE LOW INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP).

Status:-On Council Agenda - New Business

Committee:-Health & Human Needs

Primary Sponsor:-Mary C. Woolridge

67--R-36-02-10 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO SAZERAC NORTH AMERICA INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 24.

Status:-On Council Agenda - New Business

Committee:-Labor & Economic Development

Primary Sponsor:-Marianne Butler

68--R-37-02-10 A RESOLUTION AMENDING RESOLUTION 1, SERIES 2010 GRANTING INDUCEMENTS TO R.C. TWAY COMPANY DBA KENTUCKY TRAILER FOR THE PURPOSE OF ATTRACTING AND RETAINING JOBS PURSUANT TO KRS CHAPTER 154, SUBSECTION 26.

Status:-On Council Agenda - New Business

Committee:-Labor & Economic Development

Primary Sponsor:-Marianne Butler

69--R-43-02-10 A RESOLUTION DETERMINING ONE (1) VACANT PARCEL OF REAL PROPERTY LOCATED AT 2912 PORTLAND AVENUE OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT") AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING THEIR TRANSFER.

Status:-On Council Agenda - New Business

Committee:-Labor & Economic Development

Primary Sponsor:-Cheri Bryant Hamilton

70--R-39-02-10 A RESOLUTION HONORING THE LIFE AND PUBLIC SERVICE DEDICATION OF MAJOR TERRY L. CANNON, DISTRICT CHIEF BUECHEL FIRE PROTECTION DISTRICT.

Status:-On Council Agenda - New Business

Committee:-Public Safety

Primary Sponsor:-Kevin Kramer

71--R-40-02-10 A RESOLUTION HONORING THE LIFE AND PUBLIC SERVICE DEDICATION OF CAPTAIN JACK SATTON OF THE MCMAHAN FIRE PROTECTION DISTRICT.

Status:-On Council Agenda - New Business

Committee:-Public Safety

Primary Sponsor:-Kevin Kramer

72--O-33-02-10 AN ORDINANCE RELATING TO USE OF PORTABLE STORAGE UNITS AND DUMPSTERS.

Status:-On Council Agenda - New Business
Committee:-Planning/Zoning, Land Design & Development
Primary Sponsor:-Brent Ackerson

73--O-39-02-10 AN ORDINANCE ADOPTING THE FLOYDS FORK GREENWAY MASTER PLAN (CASE NO. 13625).

Status:-On Council Agenda - New Business
Committee:-Planning/Zoning, Land Design & Development
Primary Sponsor:-Jon Ackerson

74--O-37-02-10 AN ORDINANCE AMENDING THE CORNERSTONE 2020 COMPREHENSIVE PLAN TO INCORPORATE THE EXECUTIVE SUMMARY OF THE FLOYDS FORK GREENWAY MASTER PLAN (CASE NO. 13690).

Status:-On Council Agenda - New Business
Committee:-Planning/Zoning, Land Design & Development
Primary Sponsor:-Jon Ackerson

75--O-38-02-10 AN ORDINANCE CLOSING AN UNIMPROVED UNNAMED 17-FOOT WIDE ALLEY LOCATED BETWEEN SOUTH PRESTON STREET AND SOUTH JACKSON STREET, BEGINNING AT ITS EASTERN INTERSECTION WITH EAST ST. CATHERINE STREET, AND CONTINUING EASTERLY FOR APPROXIMATELY 115 FEET, CONTAINING 1885.7 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 13000).

Status:-On Council Agenda - New Business
Committee:-Planning/Zoning, Land Design & Development
Primary Sponsor:-Jon Ackerson

76--O-36-02-10 AN ORDINANCE APPROVING A PARKING WAIVER TO REDUCE THE REQUIRED NUMBER OF PARKING SPACES FROM 28 TO 13, REPRESENTING AT 53.5% WAIVER, FOR PROPERTY LOCATED AT 900 E. MARKET STREET AND BEING IN LOUISVILLE METRO (CASE NO. 13416).

Status:-On Council Agenda - New Business
Committee:-Planning/Zoning, Land Design & Development
Primary Sponsor:-Jon Ackerson

ADJOURNMENT:

PRESIDENT OWEN: Thank you, Madam Clerk. Before we hear a motion to adjourn, if you will indicate on your systems that you would like to make an announcement, please do so. Do I hear a motion to adjourn? Councilwoman Welch.

COUNCILWOMAN WELCH: Motion to adjourn.

PRESIDENT OWEN: Without objection, we are adjourned.

There being no further business, the **Regular February 11, 2010** Metro Council meeting adjourned without objection at 7:42 PM EST.

 Kathleen J. Herron, Metro Council Clerk

 Thomas L. Owen, Metro Council President

ANNOUNCEMENTS: CW Welch and President Owen made announcements.
